IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

TUESDAY, THE 4TH DECEMBER 2007 / 13TH AGRAHAYANA 1929

Tr.P(C).No. 228 of 2007()

OPHMA.167/2005 of FAMILY COURT, ALAPPUZHA

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: PETITIONERS

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1. V.LETHA, D/O.RAMACHANDRAN PILLAI,
   CHANDRAVILASATHU VEEDU, AYALARA P.O.
   ANCHAL, KOLLAM.

2. RAMACHANDRAN PILLAI,
   CHANDRAVILASATHU VEEDU, AYALARA P.O.
   ANCHAL, KOLLAM.

BY ADV. SRI.R.ARUN RAJ

RESPONDENT:

R.MURALI, KOTTAYKKAD PUTHEN VEEDU,
EVOOR SOUTH, PATHIYOOR VILLAGE,
ALAPUZHA DISTRICT.

BY ADV. SRI.R.RAMADAS

THIS TRANSFER PETITION (CIVIL) HAVING BEEN FINALLY HEARD ON 04/12/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ORDER ON IA 2625/07 IN Tr.P(C) 228/07

DISMISSED.

SD/- M.N.KRISHNAN, JUDGE.

4/12/2007

M.N.Krishnan, J.

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Tr.P(C).No.228 of 2007

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Dated this the 4th day of December, 2007.

JUDGMENT

This transfer Petition is filed with a prayer to transfer O.P. (H.M.A.) No.167 of 2005 pending before the Family Court, Alappuzha to the Family Court, Kottarakkara. I am informed that said O.P was filed by the husband for divorce and it has been dismissed for default and an application is pending before the Family Court, Alappuzha for restoration. It is also submitted that there is a petition to condone the delay in filing the application for restoring the O.P. At the most, it may require a hearing and disposal of the restoration application and therefore I do not want to interfere at this stage and effect a transfer of the case to the Family Court, Kottarakkara. In the event of the restoration application being allowed, I give liberty to the petitioners to move this Court for transfer of the case. If formal postings are made presence of the wife and her father may not be insisted and on a proper application their presence may be exempted.

Transfer Petition is disposed of accordingly.

M.N.Krishnan,
Judge.

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